

OFFICE OF THE ATTORNEY GENERAL



STATE OF UTAH

PAUL VAN DAM

Attorney General

July 7, 1992

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Counsel to the Attorney General
Department of State Counsel

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Department of Appeals & Opinions

JOSEPH F. TESCH
Chief Deputy Attorney General
Department of Public Advocacy

MR FRANKLIN KEITH DALTON
PO 128
MINERSVILLE UT 84752

Re: Enforcement of Order to Cease Use of Water for Failure to
Install Well Meter

Dear Mr. Dalton:

The State Engineer has asked the Attorney General's Office to enforce his Order to Cease Use of Water dated May 28, 1992 (copy attached).

Both the State Engineer's Office and the Milford Area Distribution Committee are desirous that all wells in the Milford Area be properly metered. The Milford Area River Commissioner recently inspected your well and found no meter in place. As a result, the Attorney General's Office will bring legal action to enforce the attached Order by asking for a Court Order forbidding you from using your well until a proper meter is installed.

If a meter is now in place, or as soon as a meter is installed, please inform immediately Lee H. Sim, Assistant State Engineer at 538-7380, or Gerald Stoker, Cedar City Regional Engineer at 586-4231. Otherwise, legal action will be commenced by the end of July.

Sincerely,

John H. Mabey, Jr.
Assistant Attorney General

LHS:bd

cc: Lee H. Sim, Assistant State Engineer for Distribution
Gerald Stoker Cedar City Regional Engineer
Jim Mayer, Milford River Dist. Sys. Chairman
Richard Jefferson, River Commissioner